

**TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION**

REGULAR MEETING

MINUTES

Jarvis Hall

4505 Ocean Drive

Tuesday, April 9, 2013

7:00 P.M.

1. CALL TO ORDER, MAYOR ROSEANN MINNET

Mayor Roseann Minnet called the meeting to order at 7:00 p.m. Also present were Vice Mayor Scot Sasser, Commissioner Mark Brown, Commissioner Stuart Dodd, Commissioner Chris Vincent, Town Attorney Susan L. Trevarthen, Town Manager Connie Hoffmann, Assistant Town Manager Bud Bentley, Finance Director Tony Bryan, Municipal Services Director Don Prince and Town Clerk Vanessa Castillo.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION – Reverend George Hunsaker

Reverend George Hunsaker gave the Invocation.

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

Item 17f was added - Pedestrian Crossing

5. PRESENTATIONS

None

6. PUBLIC COMMENTS

Mayor Minnet opened the meeting for public comment.

Cindy Geesey spoke on the Rest, Relaxation and Romance Program she did in conjunction with USO for the last five years, stating she put the weekends together for the couples, but they were only possible with the generosity of local businesses. They hosted their 30th couple October 2012, and Vice Mayor Sasser and his wife were kind enough to welcome them to Town, noting the soldier was a Bronze Star winner for his bravery in Afghanistan. The program would again begin in May with one couple a month visiting until October. She had never asked the Town for any contributions or

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assistance with the program for the country's military heroes but now she needed help. Out of 12 to 15 gift certificates for meals for three days, the couples rarely used half of them, and she discovered this was due to their being responsible for tips that could be sizable depending on the restaurant. She was afraid this kept them from enjoying all the restaurant gift certificates, as they might wish to, and Bob Ross of the USO agreed, telling her that the young couples were usually counting every penny. The weekends were valued at an average of \$1,600 each and tips for the rooms, maids, snorkeling, massages, meals, etc., totaled about \$150 for each couple. Ms. Geesey requested the Town donate \$900 to the Greater Jacksonville Area USO to be earmarked for Lauderdale-By-The-Sea's Rest, Relaxation, Romance Program; the funds would be used to reimburse couples for their tip expense, courtesy of the Town. She asked for the matter to be put on a future Commission agenda for consideration.

Edmund Malkoon stated at the last Commission meeting Spicola Park was discussed and based on the feedback from those at the dais, it seemed the point of his comments was misunderstood. It was not just a matter of moving a plaque, it was about losing a Town Park and green space. He added the park was first dedicated to seniors who organized and hosted various Town events, a group to which Commissioner Spicola belonged, so it was natural to rename the park in his honor. April was Autism Awareness Month and, as having a nephew with autism, this was a cause that was near and dear to his heart, noting autism was the fastest growing developmental disorder in the US. Many families lacked the financial resources and ability to deal with the stress living with autism caused. His mentioning autism was to bring awareness and to ask the Commission to contact representatives at the state and federal level and urge them to support developmental disability legislation and research. He also thanked Vice Mayor Sasser and his wife for a wonderful Easter event.

Spiro Marcellos expressed a major concern over the increase in the last three months of persons using spear guns coming in from the area of Oriana alleyway. Along with the spear guns, there was the impact of kayaks being launched from cars by the ramp from the Oriana section of the beach, noting the kayaks presented a potential hazard to beach swimmers. People with the spear guns usually came only on weekends. He indicated they called the police on numerous occasions, and he thought it was a matter the Town needed to address, such as with a Town policy on launching of kayaks and using spear guns on the Town's beaches. When Florida Wildlife was notified, they were unable to help, claiming they were understaffed and to take the matter to the Commission, Planning and Zoning (P&Z) and the local police.

With no one else wishing to speak, Mayor Minnet closed the public comment portion of the meeting.

7. PUBLIC SAFETY DISCUSSION

None

8. TOWN MANAGER REPORT

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a. Town Manager Report

Town Manager Hoffmann wished to correct one item in her report, as she thought the Town had fulfilled the number of extensions on the audit contract, but Finance Director Bryan realized it could be extended one more year. He communicated with Grau & Associates, and they indicated they would be willing to extend the contract one more year at the same price. Mr. Bryan would convene the audit committee to make a recommendation to the Town Commission.

* * *

Mayor Minnet requested Town staff place the issue of the Rest, Relaxation, Romance Program on the Commission's next agenda for discussion.

9. TOWN ATTORNEY REPORT

None

10. APPROVAL OF MINUTES

- a. January 8, 2013 Regular Meeting Minutes
- b. January 22, 2013 Regular Meeting Minutes

Commissioner Dodd made a motion to approve the above minutes as presented. Commissioner Vincent seconded the motion. The motion carried 5-0.

11. CONSENT AGENDA

Commissioner Dodd made a motion to approve items 11a, 11b and 11c on the Consent Agenda. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

- a. Special Event Application for the United Cerebral Palsy "28th Annual Beach Volleyball Tournament" event proposed for Saturday and Sunday, June 8 and 9, 2013 (Assistant Town Manager Bud Bentley)

Approved on Consent.

- b. Construction Manager-At-Risk Continuing Services Contract with State Contracting and Engineering Corporation (Assistant Town Manager Bud Bentley)

Approved on Consent.

- c. Approval of Bougainvillea North Landscaping Change Order No. 1 and Budget Transfer (Assistant Town Manager Bud Bentley)

Approved on Consent.

12. ORDINANCES – PUBLIC COMMENTS

a. Ordinances 1st Reading

- i. **Ordinance 2013-06: CONSENTING THAT LAUDERDALE-BY-THE-SEA BE INCLUDED IN A MUNICIPAL SERVICE TAXING UNIT (MSTU) TO FUND IN PART A CONSOLIDATED REGIONAL E-911 COMMUNICATIONS SYSTEM (TOWN MANAGER CONNIE HOFFMANN)**

Mayor Minnet invited and received no public comment.

Town Manager Hoffmann reviewed the proposed ordinance as detailed in the backup. Town staff recommended approval, as the deadline for submittal to the Property Appraiser's Office was May 10, and she believed consolidated emergency communications would ultimately save taxpayers money and result in better service. She stated the major problem with emergency calls was cell phones, as when people called in emergencies with cell phones, the calls might not be directed to the city in which the emergency was located. The County was currently asking for only a one-year commitment and would guarantee the levy for the taxing unit would not be more than .17 mills. The interlocal agreement (ILA) that would accompany the ordinance on second reading was being drafted. The ILA would outline how the system would work.

Commissioner Brown stated the Town Manager indicated if the Town went to a consolidated system, it would be a donor town and paying more than its call volume warranted. He wondered if the Town had been getting a kind of free ride for the last number of years, as BSO provided 911 service as part of its contract with the Town.

Town Manager Hoffmann affirmed the Town had not been paying separately for its 911 service, but it could be argued that the Town's taxpayers paid for the service through the countywide levy which paid for the Sheriff's budget.

Commissioner Brown felt it was easier to justify approving the subject ordinance, as the Town's increase would not be that significant, and the benefits of going to a countywide, uniform system would affect everyone equally in the Town.

Commissioner Dodd reiterated his direction to the Town Manager to invite County Commissioner Chip LaMarca to attend a Commission meeting and explain his vote against countywide funding and in favor of an MSTU. He was against MSTUs, as the Town would have to continue to pay all the other taxes, while funding 911 through BSO. More might be gained if the Town rejected MSTUs and sent a resolution back to the County, asking them to reconsider countywide funding through County-wide taxation as the only fair way to raise funding for 911 services. Until a representative came to the Town to give an explanation, he was reluctant to vote for anything that would increase the cost to residents, even if it was only by .17 mills.

Commissioner Vincent questioned if in the last contract with BSO the Town negotiated down with the expectation of being hit with the subject cost.

Town Manager Hoffmann answered no, the contract with BSO stated in the event the County pulled the funding from BSO for call taking, BSO would bill the Town for the cost. In looking at her calculations, she wished to correct a prior statement, noting a residential property valued at \$300,000 in Lauderdale By-The-Sea and with a homestead exemption would pay about \$45 a year under the proposed .17 levy.

Mayor Minnet inquired if the Town Manager was able to contact County Commissioner LaMarca to find out if he would come to the Town to speak on the subject matter.

Town Manager Hoffmann replied she spoke to Commissioner LaMarca's aide earlier in the week, and he said he would get back to her. Commissioner LaMarca was traveling to Tallahassee, and the Town Commission meeting days were the same as the County Commission, so he was unsure what date would work.

Mayor Minnet believed the State Legislature was in session until early May. She stated the Broward League of Cities was displeased with the MSTU plan, and the Mayors of Broward County were gathering on the matter. She was hesitant to move forward with the proposed ordinance until municipalities came to a resolution. The County was unlikely to listen to the resolution, but it was important to hear from both sides. She hoped to invite City of Sunrise Mayor Ryan to speak at the Town Commission meeting, as he had been the lead on the League's side of things.

Town Manager Hoffmann indicated if the Town Commission chose not to adopt the proposed ordinance at present, unless a special meeting was scheduled in early May, the Town could not be part of the consolidated 911 system in the next fiscal year. The downside was the cost was unknown if the Town opted not to be a part of the consolidated system, but whatever the charges were, they would have to come out of the Town's budget. Under the proposed ordinance, the monies would come out of a tax levy appearing separately on the tax bill, for which the County would collect the money and defend its actions to the taxpayers.

Vice Mayor Sasser agreed County Commissioner LaMarca needed to come to the Town and give an explanation for his vote. He believed adopting the ordinance on first reading would be the only recourse the Town would have for now.

Commissioner Dodd made a motion to approve Ordinance 2013-06. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

b. Ordinances 2nd Reading

- i. Ordinance 2013-03: AMENDMENTS TO CHAPTER 30 REGARDING SATELLITE TELEVISION ANTENNAS AND DISHES AND WIRELESS TELECOMMUNICATIONS TOWERS AND ANTENNAS (TOWN PLANNER LINDA CONNORS)

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Mayor Minnet invited and received no public comment.

Commissioner Brown asked if the Town approved the subject ordinance, would it be retroactive for existing satellite dishes/TV antennas or was this strictly forward-looking.

Town Planner Connors replied it was a forward-looking ordinance, the only time existing satellite dish owners had to comply was when they got new dishes, as people were being asked to remove the old dishes.

Commissioner Dodd made a motion to approve Ordinance 2013-03. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

ii. Ordinance 2013-02: AMENDING CHAPTERS 6, 17, AND 30 OF THE TOWN CODE TO SET FEES BY RESOLUTION 2013-15 ESTABLISHING SAID FEES (TOWN PLANNER LINDA CONNORS)

Town Planner Connors briefly reviewed the proposed resolution as noted in the backup.

Mayor Minnet invited and received no public comment.

Town Attorney Trevarthen clarified the ordinance's language detailed in the backup. She said that there was an additional page for everyone on the dais which is an insert to Resolution, 2013-15 which was not in the backup regarding fees related to code mitigation (yellow highlighted text), specifically the Application for Code Lien and Fine Mitigation for \$250 and the Application for Code Lien and Fine Mitigation prior to compliance for \$500.

Commissioner Dodd made a motion to approve Ordinance 2013-02. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

Commissioner Dodd made a motion to approve Resolution 2013-15. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

13. RESOLUTIONS – PUBLIC COMMENT

a. Resolution 2013-17: A RESOLUTION AUTHORIZING THE USE OF THE BROWARD COUNTY UNSAFE STRUCTURES (ASSISTANT TOWN MANAGER BUD BENTLEY)

Mayor Minnet invited and received no public comment.

Commissioner Dodd inquired if the Town had any pending cases waiting for the unsafe structures mechanism to try to bring them into compliance.

Assistant Town Manager Bentley answered no.

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Commissioner Dodd made a motion to approve Resolution 2013-17. Commissioner Vincent seconded the motion. The motion carried 5-0.

b. Resolution 2013-20: A RESOLUTION REVISING THE NOTICE OF INTENT TO AMEND REQUIREMENTS FOR PARKING LOT IMPROVEMENTS (TOWN PLANNER LINDA CONNORS)

Mayor Minnet invited and received no public comment.

Vice Mayor Sasser made a motion to approve Resolution 2013-20. Commissioner Dodd seconded the motion. The motion carried 5-0.

14. QUASI-JUDICIAL PUBLIC HEARINGS

None

15. COMMISSION COMMENTS

Mayor Minnet mentioned there were five different things happening in the community at the same time. The first was the Charter Review Board (CRB) would hold its last meeting on April 10, 2013, 6:30 p.m., and it was important for the public to attend, as the CRB's recommendations would be coming before the Commission for consideration. She indicated there was considerable misinformation circulating, so she encouraged everyone interested in the Charter review process to get involved and find out the true recommendations, thanking those who voiced constructive views.

Town Attorney Trevarthen remarked it was possible the CRB would hold one more meeting if they instructed her to draft different language, as they adopted procedures for themselves.

Mayor Minnet mentioned the American Cancer Society's Relay for Life fundraising event that would be held June 1, 2013, starting at 6:00 a.m. to midnight that night at El Prado Park, and everyone should get involved. She reminded everyone to enter their volunteer hours on the Broward League of Cities website, noting the million-hour mark had been passed. She commended Town staff for the Bougainvilla project, as people were seeing how well that was coming along. Mayor Minnet said she received a phone call from a resident asking why the communications tower in front of the community church was taken down. This was private property, and the communications company that had the tower at the site decided to remove it.

Commissioner Dodd congratulated Mark Silver from Argenti Jewelers on the replacement of a large quantity of their display lighting and going green. The interior of the store was most impressive with LED lights, resulting in major savings of heat energy and reduction in the FP&L bill.

16. OLD BUSINESS

a. Expanding the Use of the NEV Parking Spaces (Assistant Town Manager Bud Bentley)

Commissioner Dodd commented he would be willing to move NEV spaces out of the prime location they had in the downtown and would like the Town staff to look a little more critically at some of the Town parking lots. He believed there might be room to put one or two NEVs and left it up to Town staff to come with a suggestion.

Town Manager Hoffmann pointed out in the redesign of the downtown area in the east Commercial streetscape that the County was not allowing the Town to place full parking spaces on either side of Anglin Square, so they had to keep NEV spaces there.

17. NEW BUSINESS

a. Special Event Application for Athena, Gilligan's & Azteca's Music By The Sea's proposed expanded site for Saturday nights from May 18, 2013 to May 17, 2014 (Assistant Town Manager Bud Bentley)

Assistant Town Manager Bentley reviewed the subject resolution as illustrated in the backup. Athena's gave the Town notice they did not agree with the revised site plan and withdrew the application.

Nectaria Chakas, on behalf of Aruba Beach Café, stated the Town was sent backup materials by Aruba citing their objections to the entire closure of Commercial Boulevard, particularly eastbound lanes going to Aruba on Saturday, their busiest night. However, the subject plan before the Commission was one Aruba could support as a good compromise, as it gave businesses on the south side of Commercial a special event area but still allowed cars to travel to Aruba Beach Café.

Al Alvarez of Gilligan's stated after hearing considerable negative feedback from business owners, they realized a compromise was needed, as they never wished to adversely affect any businesses. He supported the revised plan before the Commission, as he believed it satisfied all the business owners.

Adam Geesey commented on being opposed to the proposed application, though he was pro-business and for granting special permits on such occasions. He believed the subject proposal was dangerous to both pedestrians and traffic that would be flowing eastbound on Commercial to the beach area and northbound to State Road A1A (A1A), citing the reasons for his belief as: patrons could trip over barriers and fall into the flow of traffic; items could be bumped off or blown off tables into the flow of traffic; barricading parking spaces could cause a choke point to normal flow of traffic; granting the permit would likely result in increased pedestrian traffic crossing Commercial Boulevard, raising the chances of pedestrian accidents; this was a potential high risk situation that could result in lawsuits against the Town and restaurants if an accident occurred.

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Bill Ciani thanked Assistant Town Manager Bentley for his efforts at sorting out the situation with street closures. Until he walked into the present meeting, he thought there was an agreement to close off five parking spaces in front of his building. He respected the businesses on the other side of Commercial's belief that closing the lane would hurt their business, which he had no desire to do, but he had to protect his tenants. Mr. Ciani said that both he and his tenants have agreed to a compromise on closing off the parking in front of their building. He added that he would do anything he could do to keep the closings going on without jeopardizing the closing on Fridays and Saturdays. Lastly, Mr. Ciani said that he would not tolerate any fences going up fencing off his property from the rest of the town.

Mayor Minnet thought the Commission should comply with Town staff's request for the subject application to come back to them for approval. The applicants could resubmit separate special event applications with the changes and put them on the next agenda.

Commissioner Brown was pleased the applicants withdrew the original proposal, as he would not have been able to support closing off eastbound Commercial Boulevard. He failed to see how the proposed plan of blocking off the six parking spaces addressed the concern that the barriers in the median would block potential patrons from getting to the businesses, as the barriers would still be there. It was only about six to eight weeks before the Town would begin the streetscape project in the subject area, and when it was complete, there would be much wider sidewalks that would be as good as or close to the subject proposal. He said that, in the interim, by the time the applicants went through the special permitting process, it would be time for the closures for the project to begin, so they should consider waiting.

Commissioner Dodd said he had a great deal of sympathy for the businesses on the south side of Commercial Boulevard, and he was happy they felt they could make do with the sidewalk café area. Provided there was no public safety issue with people walking across to Commercial to get to the new area, he was happy to support the application. He believed the present request brought some relief to those businesses on the south side that would be adversely affected, asking Town staff to fast track the applications when they were resubmitted and treat them with a level of urgency.

Vice Mayor Sasser remarked if the subject matter came back before the Commission, he desired Town staff opinions on a number of comments made. For example, was there a safety zone within the parking spaces the Town needed to ensure was included, so people did not wander out into the streets and risk being hit by a car? He was interested in why all Mr. Ciani's tenants were not included in the list of his tenants supporting his position. Thirdly, as to the business reasons stated, it seemed when crowds came to the downtown area, more foot traffic was generally a good thing. Lastly, he was interested in knowing what Mr. Ciani would not tolerate as far as the Town's code, staff's recommendations, or decisions made on the dais.

Mayor Minnet thought Town staff and the applicants had sufficient direction from the Commission as far as the next steps and what to provide.

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b. Proposed Artificial Reef/Floating Reef Maker (Public Information Officer Steve D'Oliveira)

Public Information Officer Steve D'Oliveira presented the proposed item as indicated in the backup.

Mayor Minnet stated she was very much a proponent of the proposed item, thanking Town staff for bringing it forward.

Commissioner Dodd believed this item was the next step in keeping Lauderdale-By-The-Sea as the dive capital of South Florida, and he fully supported both projects and hoped the Town could get a second artificial reef underway. He urged his fellow Commissioners to fully support the item.

Mr. D'Oliveira mentioned installing markers, so divers could know where the reefs were.

Mayor Minnet thought this would be useful, as other areas of South Florida, such as the Keys, employed the use of large yellow buoys to indicate where reefs were.

Commissioner Vincent concurred, stating many people had no sense of distance, so if they had a visual on something, they would feel more secure on how far they had to go and accommodate for that distance.

Vice Mayor Sasser said it sounded wonderful, but he desired more thought put into a few issues when talking about actual markers. Wherever markers were installed, it should not entice people to hold onto the Town's bioreef solar panels that would be out there somewhere. Secondly, he suggested boats might want to tie off on the marker.

Mr. D'Oliveira pointed out there were a series of swim buoys that kept boats from coming too close for the most part.

The Town Commission gave unanimous approval.

c. ALPR Cameras requested by Neighborhoods (Town Manager Connie Hoffmann)

Town Manager Hoffmann remarked the vendor foresaw no problem adding cameras to the ALPR system, and the data from those cameras would feed into the Town's system and alert the police. The Town lacked the funds to acquire more cameras than were planned for, but if a neighborhood purchased and paid for the maintenance of the cameras, this was acceptable. She suggested the implementation of a Town policy in this regard and, as neighborhoods came forward, Town staff could work with them.

Commissioner Vincent was in full support of the proposed action, but asked for care in drafting the policy, such as clarification on who could make such a request, whether a neighborhood, individual, group, etc.

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Town Manager Hoffmann concurred, stating it was similar to the problem with the neighborhood grant program, as the Town only had a few civic associations, so Town staff had delineated neighborhoods. The issue of how many people had to agree to a desired action had never been outlined, and was dealt with on a case by case basis. She asked for Commission direction on whether they wished to have a certain percentage of property owners in a neighborhoods sign the agreement/request.

Mayor Minnet felt the subject matter would take time for the Town Commission and staff to review. Though she was in favor of the idea, it might not be an issue the Commission wished to handle presently.

Town Manager Hoffmann thought it best to handle each request as they came forward and develop the process over time.

Commissioner Dodd remarked the main system had to get up and running before considering having others join.

d. Board of Directors – Broward League of Cities (Town Clerk Vanessa Castillo)

Town Clerk Castillo said that the Broward League of Cities was requesting that each municipality appoint a municipal director, alternate and second alternate for their 2013-2014 Board of Directors which is a requirement of the League. She added that the 2012-2013 representatives were Mayor Minnet, Commissioner Brown and Commissioner Vincent. Commissioner Dodd made a motion to reappoint Mayor Minnet as the League's Municipal Director, reappoint Commissioner Brown as Alternate, and reappoint Commissioner Vincent as Second Alternate for 2013-2014. Commissioner Vincent seconded the motion. The motion carried 5-0.

e. Contract for Fire Protection & Suppression Services (Town Manager Connie Hoffmann)

Town Manager Hoffmann recommended the Town extend the present contract for a two-year period if the Volunteer Fire Department (VFD) agreed. The main reasons were: best price, very few complaints about service, an excellent working relationship, and the Town staff was involved in numerous projects, making it burdensome to embark upon a bidding/negotiation process.

Commissioner Dodd stated he was very happy with the performance of the VFD.

Commissioner Brown noted, in the past, he voiced strong reservations about the VFD, and he now wished to publicly state his thinking on the VFD had changed radically. He was very pleased with their many improvements.

Town Manager Hoffmann indicated, with the Commission's consensus to move forward with the extension of the VFD contract, she would contact the VFD about the extension and, if they agreed, would come back to the Commission for formal approval.

f. Pedestrian Crosswalk Safety (Vice Mayor Scot Sasser)

Vice Mayor Sasser mentioned being contacted by several people from the Hampton Beach Club about crosswalks, discussing the details set forth in the backup. He asked Town staff for more estimates on cost, etc.

Mayor Minnet pointed out, as this was a Florida Department of Transportation (FDOT) road; it was unlikely pedestrian walks were something the Town could automatically install.

Assistant Town Manager Bentley affirmed the road belonged to FDOT, and they had standards for granting safety crosswalks. For them to consider a Town request, the Town had to do pedestrian counts, document the use of the crosswalk, then compare that to the FDOT standard. Based on discussions with the Town's traffic engineer, it would cost approximately \$1,000 to collect the data and about \$750 to do the analysis and format it into a report acceptable to FDOT. He noted a typical traffic engineer cost \$150 an hour to work with FDOT in reviewing an application. Though he did not have cost information on the application, it would be nowhere near the cost of having flashing lights or overhead signals.

Town Manager Hoffmann observed there were three condominiums in the subject area in a row, questioning if there was a finite area that the counts would be taken or could it cover the entire area of the three condominiums.

Assistant Town Manager Bentley noted Town staff would asked the FDOT what their separation requirement was between crossing, as one of the things anticipated was if one condominium received a pedestrian crossing, the others might request one. He thought the numbers might support only one crossing.

Town Manager Hoffmann questioned if this was a good time of year to do these counts at the end of the tourist season, as there was a higher likelihood of success if the counts were done next winter in the height of season.

Commissioner Dodd inquired if, before spending money doing a survey, Town staff received any guidance from FDOT as to how many pedestrians per hour and/or per day warranted a crosswalk.

Mayor Minnet agreed the survey would yield better results if done at the height of season, but there was still the problem of people not using crosswalks.

Assistant Town Manager Bentley replied the FDOT standard was 20 crossings an hour for at least four hours during the busiest ten hours. Town staff provided the Commission a document indicating the number of spaces in the parking lot.

Town Manager stated they were 63, 112 and 17.

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Commissioner Vincent said the key issue was when a pedestrian was in a crosswalk, they became like stop signs, and this was havoc on A1A.

Vice Mayor Sasser felt this was a safety issue, and the Town could not force people to utilize crosswalks, but if the counts met the FDOT standard, he would support the installation of the crosswalk. He suggested, despite the season being over, a member of staff contact the Hampton Beach Board of Directors to let them know what the FDOT qualifications were and find out if they knew what the counts were at present. They might suggest waiting until the next season to do the survey.

Commissioner Brown guessed FDOT would allow three crosswalks if the traffic counts warranted it, as evidenced in other areas.

Assistant Town Manager Bentley corrected his former statement, stating it was out of the busiest eight hours not ten hours of the day.

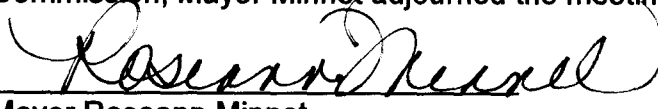
Mayor Minnet agreed with contacting Hampton Beach for their opinion as to the best time to do the survey.

Assistant Town Manager Bentley asked if the survey would be at the Town's or condominium's expense, anticipating this would be the first question they would ask.

Mayor Minnet stressed the process was at the information-gathering stage only.

18. ADJOURNMENT

Commissioner Dodd made a motion to adjourn. With no further business before the Commission, Mayor Minnet adjourned the meeting at 8:47 p.m.

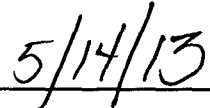


Mayor Roseann Minnet

ATTEST:



Town Clerk, Vanessa Castillo



Date